THE HIGH COURT OF UTTARANCHAL AT NAINITAL.

Writ Petition (M/S) No. 235 of 2006

Jasbeer Singh S/O Sri Harbhajan Singh,
R/O House No. 11/4 Guru Road,
District Dehradun. …. **Petitioner.**

Versus

1. State Transport Appellate Authority Dehradun.
2. Regional Transport Authority through its Secretary, Dehradun.

3. State of Uttaranchal, through its Secretary Transport Civil Secretariat Dehradun

… **Respondents.**

Sri K.N.Joshi, Advocate, learned counsel for the petitioner.
Learned Standing Counsel for the respondents.

Dated March 10, 2006.
PC:
(Hon'ble B.S. Verma, J.)

Heard learned counsel for the parties.

The petitioner has filed the present writ petition for quashing the impugned order dated 26.9.2005 passed by the State Transport Appellate Tribunal Dehradun refusing to grant State Carriage permit to the petitioner on Dehradun Doiwala City bus route.

It has been submitted by the learned counsel for the petitioner that the learned Appellate Tribunal in para no. 18 of its judgment held that in Appeal No. 06 of 2005, Jasbeer Singh Vs. Regional Transport Authority, the application of petitioner-appellant was rejected because he was having a permit from before and the reason shown for rejection was not valid and no reason has been assigned for the rejection of the application of the petitioner for issuing the permit. It was observed in the very first line of paragraph no. 20 that Ashish Kumar was issued a permit, though he was a permit holder from before. The authority concerned erred in law in passing self contradictory orders.

During the course of arguments, the petitioner has confined his prayer to the extent that the meeting is going to be held on 18.3.2006 at R.T.A. Dehradun, as mentioned in paragraph 14 of the writ petition and that the application of the petitioner be considered by the authority concerned in the meeting. The prayer is innocuous.

The concerned authority-respondent no.2 shall also consider the application of the petitioner according to Rules, if the petitioner is entitled for permit on the concerned route.

With the above observation, the Writ Petition is disposed of finally.

(B.S. Verma, J.)

RCP